

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

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PAMELA GOODE, Administratrix of the  
Estate of TIMOTHY GOODE, deceased,

Plaintiff,

v.

CITY OF PHILADELPHIA and ANTHONY  
AVERY,

Defendants.

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: CIVIL ACTION  
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: No. 10-894  
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**ORDER**

**AND NOW**, this 12th day of February, 2018, upon consideration of Defendants', the City of Philadelphia and Anthony Avery ("Defendants"), Motion for Summary Judgment (Doc. No. 10), and Plaintiff Pamela Goode's, in her capacity as Administratrix of the Estate of Timothy Goode, Memorandum of Law in Opposition (Doc. No. 12), it is hereby **ORDERED**:

1. Defendants' Motion for Summary Judgment is **GRANTED**;
2. Plaintiff's state law claims in Counts IV, VI, VII, and VIII are **DISMISSED WITHOUT PREJUDICE**; and
3. the Clerk of Court shall mark this case as **CLOSED**.

BY THE COURT:

/s/ Robert F. Kelly  
ROBERT F. KELLY  
SENIOR JUDGE